

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>SHARNAE ADAMS, et al.,</b>	:	<b>CIVIL ACTION</b>
<b>Plaintiffs,</b>	:	
	:	
<b>v.</b>	:	<b>No. 12-5603</b>
	:	
<b>U.S. AIRWAYS GROUP, INC., et al.,</b>	:	
<b>Defendants.</b>	:	
	:	

**ORDER**

**AND NOW**, this 18<sup>th</sup> day of October, 2013, upon consideration of Defendants’ “Motion to Dismiss Plaintiffs’ First Amended Complaint” (Doc. No. 15), Plaintiffs’ response and Defendants’ reply, it is hereby **ORDERED** that:

- With respect to Count I, Defendants’ motion is **DENIED**.
- With respect to Count II, Defendants’ motion is **GRANTED**.
- With respect to Count III’s allegations pertaining to the failure to provide proper seatbelts, Defendants’ motion is **GRANTED**.
- With respect to Count III’s allegation pertaining to Plaintiffs’ removal from the plane, Defendants’ motion is **DENIED**.

**BY THE COURT:**

/s/ Mitchell S. Goldberg

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**Mitchell S. Goldberg, J.**